NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO Docket No. THE BOARD OF PATENT APPEALS AND INTERFERENCES (Large Entity) 11373 In Re Application Of: Tracy A. Willson, et al. Application No. Filing Date Examiner Customer No. Group Art Unit Confirmation No. 09/051,843 June 29, 1998 Zachary C. Howard 23389 8485 1646 Invention: A NOVEL HAEMOPOIETIN RECEPTOR AND GENETIC SEQUENCES ENCODING SAME **COMMISSIONER FOR PATENTS:** Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated August 29, 2008 finally rejecting Claim(s) 2, 7, 10, 25, 28, 29, 43, 44, 47-49, 53 and 54 The fee for this Notice of Appeal is: \$540.00 (Extensions of time have been previously paid) (one month ext. of time \$130 paid 12/29/08) A check in the amount of the fee is enclosed. (two month ext. of time \$980 paid 2/19/09) The Director has already been authorized to charge fees in this application to a Deposit Account. The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 19-1013/SSMP Payment by credit card. Form PTO-2038 is attached. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. Dated: February 27, 2009 Signature Xiaochun Zhu Reg. No. 56,311 Scully, Scott, Murphy & Presser, P.C. hereby certify that this correspondence is being

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deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 223/3-1450" [37 CFR 1.8(a)] on (Date) Signature of Person Mailing Correspondence

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